

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3398 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE B.C.PATEL and  
MR.JUSTICE S.M.SONI

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
  2. To be referred to the Reporter or not?
  3. Whether Their Lordships wish to see the fair copy of the judgement?
  4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge?

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KIRAN ISPAT UDYOG

Versus

ASSTT COMMISSIONER OF CENTRAL EXCISE

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Appearance:

MR MUKESH A PATEL for Petitioners

MR KETAN DAVE FOR RESPONDENTS

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CORAM : MR.JUSTICE B.C.PATEL and  
MR.JUSTICE S.M.SONI

Date of decision: 24/06/96

ORAL JUDGEMENT (per B.C.Patel J.)

Rule. Mr.Ketan Deve waives service of rule for the respondents.

Petitioners have approached this court, as stay application pending before Commissioner (Appeals), Central Excise & Customs, Ahmedabad is not disposed of

and the authority is trying to recover the amount.

Looking to the facts and circumstances of this case, it is directed that the Commissioner (Appeals) shall decide the stay application preferably within a period of three months from the date of receipt of the writ of this court and till then, no coercive action shall be taken. In view of this direction, no further order is required to be passed in this matter. Rule is made absolute accordingly. No order as to costs.

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